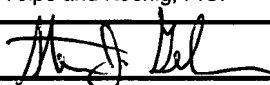
	Application Number	10/772,643
	Filing Date	February 5, 2004
	First Named Inventor	Stager et al.
	Art Unit	2165
	Examiner Name	Farhan M Syed
Total Number of Pages in This Submission		Attorney Docket Number NET-P01-2287.01

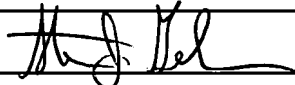
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Form PTO-1449. Three (3) references cited.
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Volpe and Koenig, P.C.		
Signature			
Printed name	Steven J. Gelman		
Date	August 8, 2007	Reg. No.	41,034

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mai Stop Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Steven J. Gelman	Date	August 8, 2007

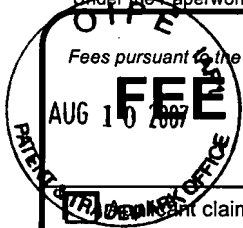
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Approved for use through 05/31/2007.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TRANSMITTAL **For FY 2007**

Indicate if applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180

Complete if Known

Application Number	10/772,643
Filing Date	February 5, 2004
First Named Inventor	Stager et al.
Examiner Name	Farhan M Syed
Art Unit	2165
Attorney Docket No.	NET-P01-2287.01

METHOD OF PAYMENT (check all that apply)
☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Account Deposit Account Number: 22-0493 Deposit Account Name: Volpe and Koenig, P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
- 20 or HP =	x	=		Fee (\$)
				Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Supplemental Information Disclosure Statement **Fees Paid (\$)** \$180.00**SUBMITTED BY**

Signature	Registration No. 41,034 (Attorney/Agent)	Telephone 215-568-6400
Name (Print/Type) Steven J. Gelman		Date August 8, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Stager et al.

Application No.: 10/772,643

Confirmation No.: 5771

Filed: February 5, 2004

For: METHOD AND SYSTEM FOR STORING
DATA USING A CONTINUOUS DATA
PROTECTION SYSTEM

Group: 2165

Examiner: Farhan M Syed

Our File: NET-P01-2287.01

Date: August 8, 2007

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

08/10/2007 WASFAW1 00000023 10772643

01 FC:1806

180.00 OP

Sir:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449.

The listed references include references previously cited in this application. Newly cited documents are indicated by an asterisk (*) on the enclosed Form PTO-1449. Copies of the newly cited documents are enclosed. Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the newly cited U.S. publications and/or patent documents have not been included.

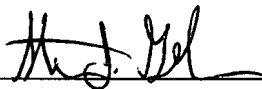
This Information Disclosure Statement is being filed with the fee required by 37 C.F.R. § 1.17(p).

Applicant: Stager et al.
Application No.: 10/772,643

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the Form PTO-1449 indicating his consideration of the cited materials.

Respectfully submitted,

Stager et al.

By 
Steven J. Gelman
Registration No. 41,034
(215) 568-6400

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103

SJG/ci
Enclosures



FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,635,145	01/1987	Horie et al.			
	*	4,727,512	02/1988	Birkner et al.			
		4,775,969	10/1988	Osterlund			
	*	5,235,695	08/1993	Pence			
	*	5,297,124	03/1994	Plotkin et al.			
		5,438,674	08/1995	Keele et al.			
		5,455,926	10/1995	Keele et al.			
	*	5,485,321	01/1996	Leonhardt et al.			
		5,666,538	09/1997	DeNicola			
		5,673,382	09/1997	Cannon et al.			
		5,774,292	06/1998	Georgiou et al.			
		5,774,715	06/1998	Madany et al.			
		5,805,864	09/1998	Carlson et al.			
		5,809,511	09/1998	Peake			
		5,809,543	09/1998	Byers et al.			
		5,854,720	12/1998	Shrinkle et al.			
	*	5,864,346	01/1999	Yokoi et al.			
		5,872,669	02/1999	Morehouse et al.			
	*	5,875,479	02/1999	Blount et al.			
		5,911,779	06/1999	Stallmo et al.			
		5,949,970	09/1999	Sipple et al.			
		5,961,613	10/1999	DeNicola			
		5,963,971	10/1999	Fosler et al.			
		6,021,408	02/2000	Ledain et al.			
		6,023,709	02/2000	Anglin et al.			

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

		6,029,179	02/2000	Kishi			
		6,041,329	03/2000	Kishi			
		6,044,442	03/2000	Jesionowski			
		6,049,848	04/2000	Yates et al.			
		6,061,309	05/2000	Gallo et al.			
	*	6,067,587	05/2000	Miller et al.			
		6,070,224	05/2000	LeCrone et al.			
		6,098,148	08/2000	Carlson			
		6,128,698	10/2000	Georgis			
		6,131,142	10/2000	Kamo et al.			
	*	6,131,148	10/2000	West et al.			
		6,163,856	12/2000	Dion et al.			
		6,173,359	01/2001	Carlson et al.			
		6,195,730	02/2001	West			
		6,225,709	05/2001	Nakajima, Hiroshi			
		6,247,096	06/2001	Fisher et al.			
		6,260,110	07/2001	LeCrone et al.			
		6,266,784	07/2001	Hsiao et al.			
		6,269,423	07/2001	Kishi			
		6,269,431	07/2001	Dunham			
		6,282,609	08/2001	Carlson			
		6,289,425	09/2001	Blendermann et al.			
	*	6,292,889	09/2001	Fitzgerald et al.			
	*	6,301,677	10/2001	Squibb, Mark D.			
		6,304,880	10/2001	Kishi			
		6,317,814	11/2001	Blendermann et al.			
		6,324,497	11/2001	Yates et al.			
		6,327,418	12/2001	Barton			
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

		6,336,163	01/2002	Brewer et al.			
		6,336,173	01/2002	Day et al.			
		6,339,778	01/2002	Kishi			
		6,341,329	01/2002	LeCrone et al.			
		6,343,342	01/2002	Carlson			
		6,353,837	03/2002	Blumenau			
		6,360,232	03/2002	Brewer et al.			
		6,389,503	05/2002	Georgis et al.			
		6,408,359	06/2002	Ito et al.			
		6,487,561	11/2002	Ofek et al.			
	*	6,496,791	12/2002	Yates et al.			
		6,499,026	12/2002	Rivette et al.			
		6,557,073	04/2003	Fujiwara			
		6,557,089	04/2003	Reed et al.			
	*	6,578,120	06/2003	Crockett et al.			
	*	6,615,365	09/2003	Jenevein et al.			
	*	6,625,704	09/2003	Winokur, Alexander			
	*	6,654,912	11/2003	Viswanathan et al.			
	*	6,658,435	12/2003	McCall, Colin David			
	*	6,694,447	02/2004	Leach et al.			
		6,725,331	04/2004	Kedem, Ishay			
	*	6,766,520	07/2004	Rieschl et al.			
		6,779,057	08/2004	Masters, et al.			
		6,779,058	08/2004	Kishi et al.			
		6,779,081	08/2004	Arakawa et al.			
		6,816,941	11/2004	Carlson et al.			
		6,816,942	11/2004	Okada et al.			
	*	6,834,324	12/2004	Wood			
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

	*	6,850,964	02/2005	Brough et al.			
	*	6,877,016	04/2005	Hart et al.			
	*	6,915,397	07/2005	Lubbers et al.			
		6,931,557	08/2005	Togawa, Yoshifusa			
		6,950,263	09/2005	Suzuki et al.			
		6,973,534	12/2005	Dawson			
		6,978,325	12/2005	Gibble			
		7,032,126	04/2006	Zalewski et al.			
	*	7,055,009	05/2006	Factor et al.			
	*	7,096,331	08/2006	Haase et al.			
	*	7,100,089	08/2006	Phelps, Adam M.			
	*	7,111,136	09/2006	Yamagami, Kenji			
	*	7,127,388	10/2006	Yates et al.			
	*	7,155,586	12/2006	Wagner et al.			
	*	2002/0004835	01/2002	Yarbrough			
		2002/0016827	02/2002	McCabe et al.			
		2002/0026595	02/2002	Saitou et al.			
	*	2002/0095557	07/2002	Constable et al.			
		2002/0144057	10/2002	Li et al.			
		2002/0166079	11/2002	Ulrich et al.			
	*	2002/0199129	12/2002	Bohrer et al.			
		2003/0004980	01/2003	Kishi et al.			
		2003/0037211	02/2003	Winokur			
		2003/0120676	06/2003	Holavanahalli et al.			
	*	2003/0126388	07/2003	Yamagami, Kenji			
	*	2003/0135672	07/2003	Yip et al.			
	*	2003/0149700	08/2003	Bolt			
		2003/0182350	09/2003	Dewey			
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<p>FORM PTO-1449</p> <p>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(Use several sheets if necessary)</p>	<p>ATTY. DOCKET NO. NET-P01-2287.01</p>	<p>SERIAL NO. 10/772,643</p>
	<p>APPLICANT Stager et al.</p>	
	<p>FILING DATE February 5, 2004</p>	<p>GROUP 2165</p>

		2003/0188208	10/2003	Fung, Henry T.			
	*	2003/0225800	12/2003	Kavuri, Srinivas			
		2004/0015731	01/2004	Chu et al.			
	*	2004/0098244	05/2004	Dailey et al.			
	*	2004/0181388	09/2004	Yip et al.			
		2004/0181707	09/2004	Fujibayashi, Akira			
		2005/0010529	01/2005	Zalewski et al.			
	*	2005/0044162	02/2005	Liang et al.			
		2005/0063374	03/2005	Rowan et al.			
		2005/0065962	03/2005	Rowan et al.			
		2005/0066118	03/2005	Perry et al.			
		2005/0066222	03/2005	Rowan et al.			
		2005/0066225	03/2005	Rowan et al.			
	*	2005/0076070	04/2005	Mikami, Shougo			
		2005/0076261	04/2005	Rowan et al.			
		2005/0076262	04/2005	Rowan et al.			
		2005/0076264	03/2005	Rowan et al.			
	*	2005/0144407	06/2005	Colgrove et al.			
		2006/0047895	03/2006	Rowan et al.			
		2006/0047902	03/2006	Passerini, Ron			
		2006/0047903	03/2006	Passerini, Ron			
	*	2006/0047905	03/2006	Matze et al.			
		2006/0047925	03/2006	Perry, Robert			
		2006/0047989	03/2006	Delgado et al.			
		2006/0047998	03/2006	Darcy, Jeff			
		2006/0047999	03/2006	Passerini et al.			
	*	2006/0143376	06/2006	Matze et al.			
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	*	EP1333379	04/2006	Bolt, Thomas				
		EP1 671231	06/2006	Rowan et al.				
	*	WO1999/03098	01/1999	Yates et al.				
	*	WO1999/06912	02/1999	Georgis et al.				
		WO2005/031576	04/2005	Rowan et al.				
		WO2006/023990	03/2006	Perry, Robert				
		WO2006/023991	03/2006	Rowan et al.				
		WO2006/023992	03/2006	Passerini, Ron				
		WO2006/023993	03/2006	Rowan et al.				
		WO2006/023994	03/2006	Rowan et al.				
		WO2006/023995	03/2006	Perry, Robert				
OTHER DOCUMENTS								
EXAMINER INITIAL		DESCRIPTION (Including Author, Title, Date, Pertinent Pages, Etc.)						
		"Alacritus Software's Securitus I: Pointing the Way to Virtual Tape Libraries" Aberdeen Group, Inc., March 2002.						
		"Continuous Data Protection: Business Continuity for the Era of Networked Storage: An Executive White Paper" Aberdeen Group, Inc., July 2003.						
		"Alacritus Software's Chronospan: Make Time for Continuous Data Protection" Aberdeen Group, Inc., October 2003.						
		Hill, David "Alacritus Software's Securitus: Defining the Way to Virtual Tape Libraries" Aberdeen Group, Inc., July 2003.						
		"Alacritus Software's Securitus: Defining the Way to Virtual Tape Libraries" Aberdeen Group, Inc., July 2003.						

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

		"Product Brief: Rhapsody/Alacritus-Secritus/XPath Virtual Tape in the Fabric" The Enterprise Storage Group, August 2002.
		"Alacritus Software Announces Secritus I, The Industry's First Virtual Tape Library Solution: Secritus I Heralds Advent of 'Disruptive Technology' that Serves as Replacement to Tape Libraries" Alacritus Software, Inc., June 25, 2001.
		"Alacritus, Hitachi CP and Nissho Team to Create Virtual Tape Library Appliance: Industry's First Virtual Tape Library Appliance to Replace Storage Tape Libraries" Alacritus Software, Inc., June 25, 2001.
		"Hitachi CP, Nissho, and Alacritus Software Bring Virtual Tape Library Appliance Solution to Market: Three Companies Join to Deliver VTLA Smart Guard – A Disk Subsystem Product that Functions as a Virtual Storage Tape Library" Alacritus Software, Inc., October 3, 2001.
		Trimmer, Don, "Tape Free Backup/Recovery: Requirements and Advantages: Virtualization Technology Will Encompass Many Applications, One of the Most Significant Possibly Being Backup/Recovery" InfoStor, March 2002.
		"Alacritus Software Announces Virtual Tape Library Support for Legato NetWorker Data Protection Solution" Alacritus Software, Inc., January 8, 2002.
		Camphuisen, Alicia, "Hitachi Inks OEM Deal with Legato" Knapp Comm., July 17, 2002.
		Biggar, Heidi, "Alacritus Enables Disk-Based Backup" InfoStor, September 2001.
		"Secritus I White Paper: Disk Based Data Protection from Alacritus Software" Alacritus Software, Inc., July 2001.
		"Alacritus Software FAQs" Alacritus Software, Inc., July 2001.
		"Disk-Based Data Protection" Alacritus Software, Inc., July 2001.
		"Virtual Tape Library Technology Brochure" Alacritus Software, Inc., July 2001.
		"Disk-Based Data Protection" Alacritus Software, Inc., September 2001.

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

		"Disk-Based Data Protection" Alacritus Software, Inc., September 2002.
		Payack, Paul JJ, "Alacritus Lines Up OEM Partners for Virtual Tape Library Push" The (451) Storage & Systems, October 4, 2002.
		Payack, Paul JJ, "Alacritus Software Announces Continuous Data Protection with New Chronospan Technology" October 28, 2003.
		Payack, Paul JJ, "Alacritus Software Announces New Customers for Securitus VTLA" Alacritus Software, January 13, 2004.
		Baltazar, Henry "Weaving Apps Into SAN Fabric" eWEEK, March 24, 2003.
		Baltazar, Henry "More Intelligence is on the Way" eWEEK, September 15, 2003.
		Barrett, Alex "The Case for Network Smarts" Storage Magazine, June 2003.
		"Securitus White Paper: Disk Based Data Protection from Alacritus Software" Alacritus Website, October 2003.
		"Manageability: Securitus v. Tape" Alacritus Website, October 2003.
		"The SNIA Data Management Forum Created to Tackle Data Protection and Information Lifecycle Management Issues: Enhanced Backup Solutions Initiative Rolls Efforts into New SNIA Forum" Storage Networking Industry Association, October 13, 2003.
		"No Changes Required: Securitus v. Tape" Alacritus Website, October 2003.
		"Customer Success" Alacritus Website, October 2003.
		"Chronospan" Alacritus Website, October 2003.

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. NET-P01-2287.01	SERIAL NO. 10/772,643
	APPLICANT Stager et al.	
	FILING DATE February 5, 2004	GROUP 2165

		"Alacritus Software Announces Securitus I, the Industry's First Virtual Tape Library Solution: Securitus I Heralds Advent of 'Disruptive Technology' that Serves as Replacement to Tape Libraries" Alacritus Software, Inc., April 9, 2002.
		Biggar, Heidi, "Disk and Tape Forge New Partnership in Backup Arena" InfoStor, November 2001.
		Preston, W. Curtis, "Surprise! Cheap Disks Cure Slow Backup" Storage Magazine, June 1, 2002.
		"Alacritus, Hitachi CP and Nissho Team to Create Virtual Tape Library" internetnews.com, June 25, 2001.
		"Alacritus Software and Rhapsody Networks to Develop Breakthrough Backup Solutions for Storage Networks: Companies to Provide First Network-Intelligent Virtual Tape Solution Resulting in Dramatic ROI, Increases in Data Backup Performance and Scalability" Alacritus Software, July 8, 2002.
		Komiega, Kevin, "Vendor Pushes Disk Backup Over Tape" SearchStorage.com January 10, 2003.
		"Testimonials" Alacritus Website, October 2003.
		"Seamless Integration" Alacritus Website, October 2003.
		"Topologies" Alacritus Website, October 7, 2003.
		"Securitus" Alacritus Website, October 2003.
		"Scalability: Securitus v. Tape" Alacritus Website, October 2003.
		"Strengths: Securitus v. Tape " Alacritus Website, October 2003.
		"Alacritus Announces Disk-Based Successor to Tape" Knapp Comm., August 21, 2002.

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.